

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JAMES CHADWICK	:	CIVIL ACTION
	:	
v.	:	NO. 21-3991
	:	
NORFOLK SOUTHERN RAILWAY	:	
COMPANY	:	

**ORDER**

**AND NOW**, this 10<sup>th</sup> day of July, 2023, **IT IS HEREBY ORDERED** that:

1. The Defendant's motion for summary judgment [Doc. 41] is **GRANTED** in part and **DENIED** in part.
2. The motion is **GRANTED** as to Counts Two, Three and Four of the Complaint.
3. Judgment is **ENTERED** in favor of Defendant and against Plaintiff on Counts Two, Three and Four of the Complaint.
4. The motion is **DENIED** without prejudice as to Count One as detailed in the accompanying Memorandum.

**BY THE COURT:**

/s/ Jeffrey L. Schmehl  
**JEFFREY L. SCHMEHL, J.**